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Defendants.

ORDER

The Court has conducted its *de novo* review in this case, has fully considered the objections of the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record pursuant

¹Refers to court's docket number.

1 to 28 U.S.C. § 636 (b) (1) and Local Rule IB 3-2. The Court determines that the Magistrate Judge's
2 Report and Recommendation (#70) entered on February 11, 2010, should be adopted and accepted.

3 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation (#70)
4 entered on February 11, 2010, is adopted and accepted, and Defendant's Motion for Summary
5 Judgment (#37) is GRANTED and Defendant Baca's Motion for Summary Judgment (#49) is DENIED
6 as moot.

7 The Clerk of the Court shall enter judgment accordingly.

8 IT IS SO ORDERED.

9 DATED this 30th day of March, 2010.



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12 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE
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